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7 **United States District Court**
8 **Central District of California**
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10 MARTIN VOGEL,
11
12 Plaintiffs,

13 v.

14 DOLANOTTO, LLC,
15 Defendants.

Case No. 16-CV-02488-ODW-KS

ORDER STAYING ACTION AND
REQUIRING EARLY MEDIATION
[11]

16 The Court, having considered the ADA Disability Litigation Application for
17 Stay and Early Mediation (ECF No. 11), hereby **ORDERS**:

18 1. This action is stayed for a period of 90 days from the date of the filing of
19 this Order, unless otherwise ordered by the court.

20 2. This case is referred to:

21 ADR PROCEDURE NO. 2: This case is referred to the ADR
22 Program. Within twenty-one (21) days, the parties shall obtain the
23 consent of a neutral listed on the Court's Mediation Panel who
24 will conduct the mediation, and the plaintiff shall file form ADR-
25 2, Stipulation Regarding Selection of Mediator. If the parties have
26 not selected and obtained the consent of a panel member within
27 twenty-one (21) days, the ADR Program (213-894-2993) will
28 assign a mediator from the panel. Forms and a list of the
mediators on the court panel are available on the court website,
www.cacd.uscourts.gov. Absent extraordinary circumstances,
parties cannot request a continuance within three (3) business

1 days of a scheduled mediation.

2 3. Plaintiff shall file with the Court and serve on defendant(s) at least 45
3 days before the date set for the early mediation a statement ("Plaintiffs Case
4 Statement") that includes all of the following:


- 5 a. An itemized list of specific conditions on the subject premises that
6 are the basis of the claimed violations of the ADA;
7 b. The amount of damages;
8 c. The amount of attorney's fees and costs incurred to date, if any,
9 that are being claimed; and
10 d. Any demand for settlement of the case in its entirety.

11 4. If a defendant has remedied any or all of the violation(s) identified by
12 plaintiff, or asserts that no violation exists, that defendant shall file with the court and
13 serve on plaintiff evidence showing the correction or absence of violation(s) at least
14 10 days before the date set by early mediation.

15 5. The parties shall file with the Court a Joint Status Report no later than 7
16 days after the ADR proceedings is completed advising the Court of the status of the
17 alleged ADA violations and their mediation efforts.

18 **IT IS SO ORDERED.**

19
20 August 1, 2016

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24 **OTIS D. WRIGHT, II**
25 **UNITED STATES DISTRICT JUDGE**
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